

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF WEST VIRGINIA**  
**AT**

**ORDER AND NOTICE**

**V.**

**CIVIL ACTION**

Pursuant to LR Civ P 16.1, it is ORDERED that the following dates are hereby fixed as the times by or on which certain events must occur:

Motions under FR Civ P 12(b), together with supporting briefs, memoranda, affidavits, or other such matter in support thereof. (All motions unsupported by memoranda will be denied without prejudice pursuant to LR Civ P 7.1 (a).)

Last day for Rule 26(f) meeting.

Last day to file report of Rule 26(f) meeting -- See Scheduling Order Worksheet, available on the Court's website and at LR Civ P 16.1.

Scheduling/status conference with the Court and lead counsel at \_\_\_\_\_ in \_\_\_\_\_, unless otherwise directed. Be prepared to discuss the following:

- (a) the discovery to be completed and the amount of time necessary for its completion;
- (b) the further formulation and simplification of issues, including possible elimination of claims or defenses;
- (c) the possibility of entering into stipulations regarding issues for trial;

- (d) the possibility of obtaining admissions regarding facts and documents; and
- (e) other matters that will assist the parties in reaching a final resolution of this matter.

Entry of Scheduling Order.

Last day to serve FR Civ P 26(a) disclosures.

### **NOTICE**

The provision of FR Civ P 14 and 15 with respect to the time in which to file third-party claims and to amend pleadings without leave of court are not affected by this Order and Notice.

Pursuant to LR Civ 16.1 and 73.1, the parties are informed of their opportunity to consent to the exercise by a magistrate judge of civil jurisdiction over the case, including entry of judgment, as authorized by 28 U.S.C. § 636. The parties may consent by filing a Consent to Jurisdiction by a United States Magistrate Judge (FR Civ P Form 34), or by so indicating on the Report of Parties' Planning Meeting and Scheduling Order Worksheet, all of which are available on the court's website.

The Clerk is requested to transmit this Order and Notice to all counsel of record and to any unrepresented parties.

**ENTER:**

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**United States District/Magistrate Judge**